

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA,
NORTHERN DIVISION**

ALONZO MOREFIELD, JR.,

Plaintiff,

v.

KATHY HOLT,

Defendant.

CASE NO. 2:07-CV-080

SUPPLEMENTAL SPECIAL REPORT

Comes now the Defendant Kathy Holt, in the above-styled cause, and files her supplemental special report, pursuant to this Court's Order of March 28, 2007. Defendant states as follows:

1. "[T]he detainer at issue is moot because his Alabama sentence on which the detainer was placed will expire before the sentence on which the detainer was placed will expire before the sentence he is currently serving in Georgia will..." The detainer that was placed against Plaintiff is for notification purposes. The Alabama Department of Corrections needs to be notified prior to release from the custody and control of the Georgia Department of Corrections, even though Plaintiff's Alabama sentence should expire prior to the expiration of the Georgia sentence. (Ex. 1) As stated in the transcripts, the sentencing court

specifically ordered that Plaintiff be “brought back to court prior to release.” (Ex.

1)

2. “[P]lacement of the detainer adversely impacts his classification and/or security level, his ability to engage in favorable prison programs, and/or his eligibility for early release.” Plaintiff’s classification is governed by the Georgia Department of Corrections, not the Alabama Department of Corrections and its classification system. (Ex. 2)

Respectfully submitted this the 17th day of April, 2007,

/s/ Tara S. Knee

Tara S. Knee

Bar Number ASB-7734-A61K

Assistant Attorney General

Assistant General Counsel

Alabama Department of Corrections

CERTIFICATE OF SERVICE

I also hereby certify that I have mailed by United States Postal Service to the following:

Alonzo Morefield
GA No. 479955
300 1st Avenue
Reidsville, GA 30453

/s/ Tara S. Knee
Tara S. Knee
Alabama Department of Corrections

ADDRESS OF COUNSEL:

Tara S. Knee
Alabama Department of Corrections
P.O. Box 301501
Montgomery, Alabama 36130
(334) 353-3881 Phone
(334) 353-3891 FAX
tara.knee@doc.alabama.gov

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

Alonzo Darryll Morefield, AIS No. 237882
Plaintiff

vs.

Kathy Holt
Defendant

CASE NO. CV-07-080

SUPPLEMENT TO AFFIDAVIT


Before me, the undersigned authority, a Notary Public in and for said County and State of Alabama at Large, personally appeared one Mary Ann Little, who being known to me and being by me first duly sworn, deposes and says on oath as follows:

My name is Mary Ann Little. I am presently employed by the State of Alabama, Department of Corrections, as Correctional Records Supervisor, 301 South Ripley Street, Montgomery, Alabama 36104.

This is to certify that Inmate Alonzo Darryll Morefield, AIS No. 237882, was sentenced November 16, 2004, to a term of twenty years split to serve five years on cases CC2004-1043, CC2004-1044, and CC2004-1045. Cases CC2004-1043, CC2004-1044 and CC2004-1045 require the inmate to be brought back before the court prior to release (See attachments A, B and C). The detainer lodged against Inmate Morefield is a notification only detainer, as Inmate Morefield's Alabama minimum release date is July 30, 2009 (See Attachment D), and as of the June 20, 2005 confirmation letter from the Georgia Department of Corrections his maximum release date with Georgia is October 7, 2020 (See attachment E). This is a valid detainer because the Alabama Department of Corrections wants to be notified if anything would cause his release from the Georgia Department of Corrections before July 30, 2009.


MARY ANN LITTLE
Correctional Records Supervisor

SWORN TO AND SUBSCRIBED BEFORE ME
THIS THE 17th DAY OF APRIL, 2007


KIMBERLY WHITNEY, NOTARY PUBLIC
State of Alabama at Large
My Commission Expires October 27, 2009

cc: ICRF

TO: Tara S. Knee, Legal Division



ACR359

ALABAMA JUDICIAL DATA CENTER
MONTGOMERY COUNTY
TRANSCRIPT OF RECORD
CONVICTION REPORTCC 2004 001043.00 01
EUGENE W. REESE

251115

CIRCUIT COURT OF MONTGOMERY COUNTY

COURT ORI: 003045 J

STATE OF ALABAMA VS.
MOREFIELD ALONZO DARRYL
2164 HWY 147
TATTNELL GA 30147ALIAS:
ALIAS:DC NO: GJ 2000 020001.00
G J: 1
SSN: 420020777
SID: 001407360
AIS: 000000DOB: 11/15/1965 SEX: M HT: 6 03 WT: 200 HAIR: BLK EYE: BRO
RACE: ()W (X)B ()O COMPLEXION: AGE: FEATURES:

DATE OFFENSE: 00/00/0000 ARREST DATE: 00/00/0000 ARREST ORI: 0030100

CHARGES @ CONV	CITES	CT CL COURT ACTION	CA DATE
IMPURONATE PEACE	13A-010-011	01 C GUILTY PLEA	10/26/2004
		00	00/00/0000
		00	00/00/0000

JUDGE: EUGENE W. REESE - 0319 PROSECUTOR:

PROBATION APPLIED	GRANTED	DATE	REARRESTED DATE	REVOKED	DATE
(X)Y()N 10262004	()Y()N		()Y()N	()Y()N	

15-18-8, CODE OF ALA 1975	IMPOSED	SUSPENDED	TOTAL	JAIL CREDIT
(X)Y()N CONFINEMENT:	05 00 000	15 00 000	20 00 000	00 00 105
PROBATION :	03 00 000		03 00 000	
DATE SENTENCED: 11/16/2004	SENTENCE BEGINS: 11/16/2004			

PROVISIONS	COSTS/RESTITUTION	DUE	ORDERED
PENITENTIARY	RESTITUTION	\$0.00	\$0.00
CONCURR SENT	ATTORNEY FEE	\$0.00	\$0.00
HABITUAL OFDR	CRIME VICTIMS	\$50.00	\$50.00
SPLIT SENTENC -08	COST	\$623.00	\$623.00
	FINE	\$0.00	\$0.00
	MUNICIPAL FEES	\$0.00	\$0.00
	DRUG FEES	\$0.00	\$0.00
	ADDTL DEFENDANT	\$0.00	\$0.00
	DA FEES	\$0.00	\$0.00
	COLLECTION ACCT	\$0.00	\$0.00
	JAIL FEES	\$0.00	\$0.00
	TOTAL	\$673.00	\$673.00

APPEAL DATE	SUSPENDED	AFFIRMED	REARREST
()Y()N	()Y()N	()Y()N	()Y()N

REMARKS:

THIS IS TO CERTIFY THAT THE
ABOVE INFORMATION WAS EXTRACTED
FROM OFFICIAL COURT RECORDS
AND IS TRUE AND CORRECT.50% OF MONIES TO COURT.
SEN TO RUN CC W/ ALL OTHER SENTS DEF IS CURRENTLY SERVING INCLUDING
ANY SENTENCE(S) HE IS SERVING IN THE STATE OF GEORGIA.
DEF TO BE BROUGHT BACK BEFORE THE COURT PRIOR TO RELEASE TO DOC.Melissa Rittenour
MELISSA RITTENOUR(CC)

11/24/2004

OPERATOR: DBH
PREPARED: 11/24/2004Entered Terminals
5/19/05
(date) InitialsEntered Terminals
12/2/04
(date) Initials

30 700

ACR359

ALABAMA JUDICIAL DATA CENTER
MONTGOMERY COUNTY
TRANSCRIPT OF RECORD
CONVICTION REPORTCC 2004 001044.00 01
EUGENE W. REESE

25115

CIRCUIT COURT OF MONTGOMERY COUNTY

COURT ORI: 003045 J

STATE OF ALABAMA VS.
MOREFIELD ALONZO DARRYL ALIAS:
2164 HWY 147 ALIAS:
TATTNELL GA 30147DC NO: GJ 2000 020003.00
G J: 3
SSN: 420020777
SID: 001407360
AIS:DOB: 11/15/1965 SEX: M HT: 6 03 WT: 200 HAIR: BLK EYE: BRO
RACE: ()W (X)B ()O COMPLEXION: AGE: FEATURES:

DATE OFFENSE: 00/00/0000 ARREST DATE: 00/00/0000 ARREST ORI: 0030100

CHARGES @ CONV	CITES	CT CL COURT ACTION	CA DATE
IMPURSONATE PEACE	13A-010-011	01 C GUILTY PLEA	10/26/2004
THEFT OF PROP 3RD	13A-008-005	01 A GUILTY PLEA	10/26/2004
THEFT OF PROP 3RD	13A-008-005	01 A GUILTY PLEA	10/26/2004

JUDGE: EUGENE W. REESE - 0319 PROSECUTOR:

PROBATION APPLIED	GRANTED	DATE	REARRESTED DATE	REVOKED	DATE
(X)Y()N 10262004	()Y()N		()Y()N	()Y()N	

15-18-8, CODE OF ALA 1975	IMPOSED	SUSPENDED	TOTAL	JAIL CREDIT
(X)Y()N CONFINEMENT:	05 00 000	15 00 000	20 00 000	00 00 105
PROBATION :	03 00 000		03 00 000	

DATE SENTENCED: 11/16/2004 SENTENCE BEGINS: 11/16/2004

PROVISIONS	COSTS/RESTITUTION	DUE	ORDERED
PENITENTIARY	RESTITUTION	\$119.20	\$119.20
CONCURR SENT	ATTORNEY FEE	\$0.00	\$0.00
HABITUAL OFDR	CRIME VICTIMS	\$100.00	\$100.00
SPLIT SENTENC - 08	COST	\$815.00	\$815.00
	FINE	\$0.00	\$0.00
	MUNICIPAL FEES	\$0.00	\$0.00
	DRUG FEES	\$0.00	\$0.00
	ADDTL DEFENDANT	\$0.00	\$0.00
	DA FEES	\$0.00	\$0.00
	COLLECTION ACCT	\$0.00	\$0.00
	JAIL FEES	\$0.00	\$0.00
	TOTAL	\$1034.20	\$1034.20

APPEAL DATE	SUSPENDED	AFFIRMED	REARREST
()Y()N	()Y()N	()Y()N	()Y()N

REMARKS:

THIS IS TO CERTIFY THAT THE
ABOVE INFORMATION WAS EXTRACTED
FROM OFFICIAL COURT RECORDS
AND IS TRUE AND CORRECT.CT 1 (20 YRS SPLIT TO SERVE 5 YRS) & CTS 2 & 3 (12 MOS IN MCDP). CTS
TO RUN CC W/ EA OTHER & CC W/ ALL OTHER SENTS DEF IS CURRENTLY SERVING
INCLUDING ANY SENT(S) HE IS SERVING IN THE STATE OF GEORGIA. 50% OF
MONIES TO COURT. DEF TO BE BROUGHT BACK TO COURT PRIOR TO RELEASE.Melissa Rittenour
MELISSA RITTENOUR(CC)

11/24/2004

FA 00237882

OPERATOR: DBH
PREPARED: 11/24/2004Entered Terminals
12/21/04
(date) initials

3 2004

ACR359

ALABAMA JUDICIAL DATA CENTER
MONTGOMERY COUNTY
TRANSCRIPT OF RECORD
CONVICTION REPORTCC 2004 001045.00 01
EUGENE W. REESE

CIRCUIT COURT OF MONTGOMERY COUNTY

COURT ORI: 003045 J

STATE OF ALABAMA VS.
MOREFIELD ALONZO DARRYL ALIAS:
2164 HWY 147 ALIAS:
TATTNELL GA 30147DC NO: GJ 2000 020004.00
G J: 4
SSN: 420020777
SID: 001407360
AIS:DOB: 11/15/1965 SEX: M HT: 6 03 WT: 200 HAIR: BLK EYE: BRO
RACE: ()W (X)B ()O COMPLEXION: AGE: FEATURES:

DATE OFFENSE: 00/00/0000 ARREST DATE: 00/00/0000 ARREST ORI: 0030100

CHARGES @ CONV	CITES	CT CL	COURT ACTION	CA DATE
1- IMPERSONATE PEACE	13A-010-011 411C	01 C	GUILTY PLEA	10/26/2004
2- KIDNAPPING 2ND DEG	13A-006-044 52B	01 B	GUILTY PLEA	10/26/2004
THEFT OF PROP 3RD	13A-008-005	01 A	GUILTY PLEA	10/26/2004
THEFT OF PROP 3RD	13A-008-005	01 A	GUILTY PLEA	10/26/2004
5- THEFT OF PROP 2ND	13A-008-004 102B	01 C	GUILTY PLEA	10/26/2004
6- THEFT OF PROP 2ND	13A-008-004 102B	01 C	GUILTY PLEA	10/26/2004

JUDGE: EUGENE W. REESE PROSECUTOR:

PROBATION APPLIED	GRANTED	DATE	REARRESTED DATE	REVOKED	DATE
(X)Y()N	()Y()N	10262004	()Y()N	()Y()N	()Y()N

15-18-8, CODE OF ALA 1975	IMPOSED	SUSPENDED	TOTAL	JAIL CREDIT
(X)Y()N CONFINEMENT:	05 00 000	15 00 000	20 00 000	00 00 105
PROBATION :	03 00 000		03 00 000	

DATE SENTENCED: 11/16/2004 SENTENCE BEGINS: 11/16/2004

PROVISIONS	COSTS/RESTITUTION	DUE	ORDERED
PENITENTIARY	RESTITUTION	\$758.48	\$758.48
CONCURR SENT	ATTORNEY FEE	\$0.00	\$0.00
HABITUAL OFDR	CRIME VICTIMS	\$250.00	\$250.00
SPLIT SENTENC	COST	\$815.00	\$815.00
	FINE	\$0.00	\$0.00
	MUNICIPAL FEES	\$0.00	\$0.00
	DRUG FEES	\$0.00	\$0.00
	ADDTL DEFENDANT	\$0.00	\$0.00
	DA FEES	\$0.00	\$0.00
	COLLECTION ACCT	\$0.00	\$0.00
	JAIL FEES	\$0.00	\$0.00
	TOTAL	\$1823.48	\$1823.48

ERROR
IN TRANSCRIPT
CORRECTION REQUESTED
Count - 6 got left
off Transcript

APPEAL DATE	SUSPENDED	AFFIRMED	REARREST
()Y()N	()Y()N	()Y()N	()Y()N

REMARKS:

THIS IS TO CERTIFY THAT THE
ABOVE INFORMATION WAS EXTRACTED
FROM OFFICIAL COURT RECORDS
AND IS TRUE AND CORRECT.

CTS 1,2,5,6 (20 YRS SPLIT TO SERVE 5 YRS) & CTS 3 & 4 (12 MOS - MCDF).
CTS TO RUN CC W/ EA OTHER & CC W/ ALL OTHER SENTS DEF IS CURRENTLY
SERVING INCLUDING ANY SENT(S) HE IS SERVING IN THE STATE OF GEORGIA.
50% OF MONIES TO COURT. DEF TO BE BROUGHT BACK TO COURT PRIOR TO EOS.

AC237882
Georgia

Melissa Rittenour
MELISSA RITTENOUR(CC)

11/24/2004

Certified Copy Received

OPERATOR: DBH
PREPARED: 11/24/2004

FILE

2-25-05

Per Moore Montgomery Co S.O.

12/11/04 was sent to Georgia

JL

Moved to GA.
Entered Terminals
2-25-05
(date)

NOV 30 2004

ATTACHMENT D

CNR710-2

ALABAMA DEPARTMENT OF CORRECTIONS
INMATE SUMMARY AS OF 02/14/2007

CODE: CRSUM

AIS: 00237832 INMATE: MOREFIELD, ALONZO DARRYL RACE: B SEX: M
 INST: 611 - GEORGIA DORM: 00 JAIL CR: 000Y 00M 15D
 DOB: 11/15/1955 SSN: 297-70-2339
 ADM DT: 11/16/2004 DEAD TIME: 000Y 00M 00D
 ADM TYP: NEW COMMITMENT - SPLIT SENTENC STAT: NEW COMMITMENT - SPLIT SENTENC
 CURRENT CUST: OTW-5 CURRENT CUST DT: 11/16/2004 PAROLE REVIEW DATE: - NONE -
 SECURITY LEVEL: NO CLASSIFICATION RECORD FOUND
 SERVING UNDER ACT446 LAW IN CLASS IV CURRENT CLASS DATE: 11/16/2004
 INMATE IS EARNING : STRAIGHT TIME

COUNTY	SENT DT	CASE NO	CRIME	JL-CR	TERM
MONTGOMERY	11/16/04	NC4001043	IMPERSONATING PEACE OFFICE	0105D	005Y 00M 00D CS
			3YRS PROBATION		
			ATTORNEY FEES : \$000000	HABITUAL OFFENDER : Y	
			COURT COSTS : \$0000823	FINES : \$0000000	RESTITUTION : \$0000050
MONTGOMERY	11/16/04	NC4001045	IMPERSONATING PEACE OFFICE	0105D	005Y 00M 00D CC
			CT 1;3YRS PROBATION		
			ATTORNEY FEES : \$000000	HABITUAL OFFENDER : Y	
			COURT COSTS : \$0000815	FINES : \$0000000	RESTITUTION : \$0001003
MONTGOMERY	11/16/04	NC4001045	KIDNAPPING II	0105D	005Y 00M 00D CC
			CT 2;3YRS PROBATION		
			ATTORNEY FEES : \$000000	HABITUAL OFFENDER : Y	
MONTGOMERY	11/16/04	NC4001045	THEFT OF PROPERTY II	0105D	005Y 00M 00D CC
			CTS 5 & 6; 3YRS PROBATION		
			ATTORNEY FEES : \$000000	HABITUAL OFFENDER : Y	
MONTGOMERY	11/16/04	NC4001044	IMPERSONATING PEACE OFFICE	0105D	005Y 00M 00D CC
			COURT 1		
			ATTORNEY FEES : \$000000	HABITUAL OFFENDER : Y	
			COURT COSTS : \$0000815	FINES : \$0000000	RESTITUTION : \$0000219

TOTAL TERM	MIN REL DT	GOOD TIME BAL	GOOD TIME REV	LONG DATE
005Y 00M 00D	07/30/2009	000Y 00M 00D	000Y 00M 00D	07/30/2009

INMATE LITERAL: COW/GA CASES; RTN TO COURT PRIOR TO RELEASE

DETAINEE WARRANTS SUMMARY

>DET WRT	DATE	TYPE	NOTIFICATION ONLY	AL DEPARTMENT OF CORRECTIONS
LITERAL:	GA DOC/REL	10-7-2020		SEQ #: 03 CASE #: LF479955
OFFENSE:	000	UNKNOWN		
>DET WRT	11/16/2004	TYPE	NOTIFICATION ONLY	MONTGOMERY CO S.O.
LITERAL:	CTS 3 & 4;1YR CC	W/STATE		SEQ #: 02 CASE #: 0004-1045
OFFENSE:	000A	THEFT OF PROPERTY III		

CONTINUED ON NEXT PAGE

C8R716-2

ALABAMA DEPARTMENT OF CORRECTIONS
INMATE SUMMARY AS OF 02/14/2007

CODE: CKSUM

CONTINUATION

AIS: 00237892 INMATE: MOREFIELD, ALONZO DARRYL RACE: B SEX: M

DETAINEE WARRANTS SUMMARY

>DET WRT 11/16/2004 TYPE NOTIFICATION ONLY HONTGOMERY CO SO
LITERAL: 2CTS; 1YR CCW/STATE SLQ #: 01 CASE #: 0004-1044
OFFENSE: 203N - THEFT OF PROPERTY III

ESCAPED PAROLE SUMMARY

INMATE CURRENTLY HAS NO PAROLE RECORDS

INMATE CURRENTLY HAS NO PROBATION 754 RECORDS

INMATE HAS NO ESCAPES FROM ADCC SINCE DJSCIS RECORDING 3

DISCIPLINARY/CITATION SUMMARY

INMATE CURRENTLY HAS NO DISCIPLINARY/CITATION RECORDS



Sonny Perdue
Governor

GEORGIA DEPARTMENT OF CORRECTIONS

Floyd Veterans Memorial Building
Room 756 - East Tower
Atlanta, Georgia 30334

James E. Donald
Commissioner

TO: HOLT, KATHY
AL. DEPT. OF CORRECTIONS
POST OFFICE BOX 301501
MONTGOMERY, AL # 36130-1501

Date: 06/20/05
AL Number: AIS# 237882
AL Name:
MOREFIELD, ALONZO DARRYL

RE: MOREFIELD, ALONZO EF-0000479955 , GDC ID - 0001092228
GA STATE PRISON REIDSVILLE, GA

Subject : Request for detainer (See attached detainer for charges)

Dear Sir:

Your detainer is acknowledged and has been filed against the above named inmate. By copy of this notification, the Warden/Superintendent, having physical custody of the inmate, will be instructed to inform the inmate of the source and content of your detainer.

Our files have been marked to show that you are to be advised approximately thirty (30) days in advance of this inmate's release date so that you may arrange to take custody of him.

In the event the charges pending against this inmate are withdrawn prior to the expiration of his penitentiary sentence, it is requested that you advise us.

Sincerely,

JAMES E. DONALD, COMMISSIONER
DEPARTMENT OF CORRECTIONS

BY: Calvin J. Brown
CALVIN J. BROWN, DIRECTOR
INMATE ADMINISTRATION

JD/cjb

Note to Warden/Superintendent:
Subject cannot file for final
disposition on these charges
under the Agreement on Detainers.

NOTE: This Detainer supercedes
Detainer placed on 03/23/2004
Maximum Release Date:
10/07/2020

Tentative Parole Date:
99/99/9999

cc: Warden/Inmate
State Board of Pardons and Paroles
Central Office File

JUN 29 2005

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

ALONZO MOREFIELD JR.,

Plaintiff,

V.

KATHY HOLT

Defendant.

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CASE NO. 2:07-CV-80-MHT

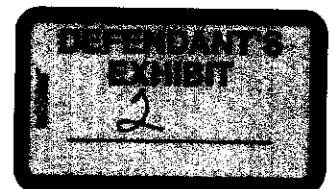
AFFIDAVIT

[illegible]

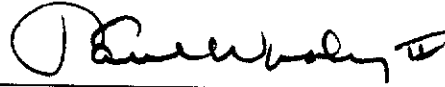
Before me, the undersigned authority, a Notary Public in and for said County and State of Alabama at Large, personally appeared Paul Whaley, II, who being known to me and being by me first duly sworn, deposes and says on oath as follows:

My name is Paul Whaley, II, and I am presently employed as the Director of Classification for the Alabama Department of Corrections (ADOC). I am over the age of twenty-one (21) years.

Inmate Alonzo Morefield, Jr. is currently serving a sentence in the custody of the Georgia Department of Corrections. As he is not confined within the ADOC, he is not subject to the rules of the ADOC Classification Manual.



Affidavit of Paul Whaley II
Morefield v. Holt CV-07-80-MHT



Paul Whaley II

Sworn to and subscribed before me this 17th day of April 2007.



Notary Public

My Commission Expires 3/27/2011